

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

SHANNON PEREZ; HAROLD DUTTON,
JR.; GREGORY TAMEZ; SERGIO
SALINAS; CARMEN RODRIGUEZ;
RUDOLFO ORTIZ; NANCY HALL and
DOROTHY DEBOSE

Plaintiffs

-and-

EDDIE BERNICE JOHNSON, SHEILA
JACKSON-LEE, and ALEXANDER
GREEN, MEMBERS OF THE UNITED
STATES CONGRESS

-and-

TEXAS LEGISLATIVE BLACK
CAUCUS, TEXAS HOUSE OF
REPRESENTATIVES

-and-

TEXAS STATE CONFERENCE OF
NAACP BRANCHES; HOWARD
JEFFERSON, JUANITA WALLACE and
REV. BILL LAWSON

Plaintiff-Intervenors

v.

STATE OF TEXAS; RICK PERRY, in his
official capacity as Governor of the State of
Texas; DAVID DEWHURST, in his official
capacity as Lieutenant Governor of the State
of Texas; JOE STRAUS, in his official
capacity as Speaker of the Texas House of

CIVIL ACTION NO.
11-CA-360-OLG-JES-XR
[Lead case]

Representatives; HOPE ANDRADE, in her
official capacity as Secretary of State of the
State of Texas

MEXICAN AMERICAN LEGISLATIVE
CAUCUS, TEXAS HOUSE OF
REPRESENTATIVES (MALC)

Plaintiffs

-and-

THE HONORABLE HENRY CUELLAR,
Member of Congress, CD28; THE TEXAS
DEMOCRATIC PARTY and BOYD
RICHIE, in his official capacity as Chair of
the Texas Democratic Party; and LEAGUE
OF UNITED LATIN AMERICAN
CITIZENS (LULAC) and its individually
named members

Plaintiff-Intervenors,

v.

STATE OF TEXAS; RICK PERRY, in his
official capacity as Governor of the State of
Texas; DAVID DEWHURST, in his official
capacity as Lieutenant Governor of the State
of Texas; JOE STRAUS, in his official
capacity as Speaker of the Texas House of
Representatives;

Defendants.

TEXAS LATINO REDISTRICTING TASK
FORCE, JOEY CARDENAS, ALEX
JIMENEZ, EMELDA MENENDEZ,
TOMACITA OLIVARES,

CIVIL ACTION NO.
SA-11-CA-361-OLG-JES-XR
[Consolidated case]

CIVIL ACTION NO.
SA-11-CA-490-OLG-JES-XR
[Consolidated case]

Plaintiffs,
v.
RICK PERRY, in his official capacity as
Governor of the State of Texas
Defendant.

MARGARITA V. QUESADA; ROMEO
MUNOZ; MARC VEASEY; JANE
HAMILTON; LYMAN KING; and JOHN
JENKINS

Plaintiffs,
v.
RICK PERRY, in his official capacity as
Governor of the State of Texas, and HOPE
ANDRADE, in her official capacity as
Secretary of State of the State of Texas
Defendants.

JOHN T. MORRIS
Plaintiff

v.
STATE OF TEXAS, RICK PERRY, in his
official capacity as Governor of the State of
Texas, DAVID DEWHURST, in his official
capacity as Lieutenant Governor of the State
of Texas; JOE STRAUS, in his official
capacity as Speaker of the Texas House of
Representatives; and HOPE ANDRADE, in
her official capacity as Secretary of State of
the State of Texas

CIVIL ACTION NO.
SA-11-CA-592-OLG-JES-XR
[Consolidated case]

CIVIL ACTION NO.
SA-11-CA-635
[Consolidated case]

Defendants)	
)	
EDDIE RODRIGUEZ, MILTON GERARD)	
WASHINGTON, BRUCE ELFANT, ALEX)	
SERNA, SANDRA SERNA, BETTY F.)	
LOPEZ, DAVID GONZALEZ, BEATRICE)	
SALOMA, LIONOR SOROLA-)	
POHLMAN; ELIZA ALVARADO;)	
JUANITA VALDEZ-COX; JOSEY)	
MARTINEZ; NINA JO BAKER; TRAVIS)	
COUNTY and CITY OF AUSTIN,)	
)	CIVIL ACTION NO.
Plaintiffs,)	1:11-CV-00451-LY-JES-OLG
)	[Consolidated case)
)	
v.)	
)	
RICK PERRY, in his official capacity as)	
Governor of the State of Texas, DAVID)	
DEWHURST, in his official capacity as)	
Lieutenant Governor of the State of Texas;)	
JOE STRAUS, in his official capacity as)	
Speaker of the Texas House of)	
Representatives; HOPE ANDRADE, in her)	
official capacity as Secretary of State of the)	
State of Texas; STATE OF TEXAS; BOYD)	
RICHIE, in his official capacity as Chair of)	
the Texas Democratic Party; and STEVE)	
MUNISTERI, in his official capacity as)	
Chair of the Republican Party of Texas)	
)	
Defendants.)	
)	

**JOINT PLAINTIFF-INTERVENORS' TEXAS STATE CONFERENCE OF NAACP
BRANCHES, JUANITA WALLACE, and REV. BILL LAWSON'S; and
PLAINTIFF-INTERVENOR'S HOWARD JEFFERSON'S
EXPERT WITNESS DESIGNATIONS,
PROPOSED WITNESS, AND
PROPOSED EXHIBIT LISTS**

Plaintiff-Intervenors Texas State Branch of NAACP Branches, Juanita Wallace, Rev. Bill
Lawson, and Howard Jefferson, in compliance with the Court's applicable Scheduling Order,

submits the following joint expert witness designations, proposed witness and proposed exhibit lists:

EXPERT WITNESS DESIGNATION

1. Prof. Orville Vernon Burton. See attached report and attachments
2. Tony Fairfax. See attached report and attachments
3. Bill Piatt. See attached report and attachments

SUPPLEMENTATION AND CROSS-DESIGNATION

NAACP Plaintiff Intervenors will designate other experts in accordance with the Court's docket control order and the Federal Rules of Civil Procedure, and therefore, will supplement this response.

NAACP Plaintiff Intervenors hereby cross designates and states that they may call any expert witness identified or designated by any party or any employee or representative of any adverse party, subject to any objections that Intervenors may make concerning the designation or qualifications of those witnesses.

NAACP Plaintiff Intervenors reserves the right to elicit by way of cross examination, opinion testimony from experts or corporate representatives or other witnesses who may be qualified to render expert testimony designated and/or called by other parties to the suit.

NAACP Plaintiff Intervenors reserves the right to elicit by way or direction/cross examination, opinion testimony from fact witnesses who may be qualified to render

expert testimony, but are not retained experts at this time, who have expertise in certain areas regarding the facts of this case.

NAACP Plaintiff Intervenor reserves the right to elicit by way of direct/cross examination, opinion testimony for experts designated and/or called by other parties to the suit.

NAACP Plaintiff Intervenor reserves the right to call any expert witness of any party who may be added to this lawsuit.

PROPOSED WITNESS LIST

Discovery is still ongoing and NAACP Plaintiff Intervenor reserves the right to call additional witnesses as documents are obtained and reviewed and depositions are completed.

NAACP Plaintiff Intervenor also cross designate witnesses identified by other parties to this consolidated case.

1. Congresswoman Sheila Jackson-Lee, Plaintiff-Intervenor
2160 Rayburn Building
Washington, DC 20515
Telephone Number: (202) 225-3816 Phone

The following persons may be called to testify about electoral irregularities, racially polarized voting, coalition efforts with various groups, work of particular Congresspersons and elected officials and the existence of discrimination, racial disparities and other inequities as well as the need for additional representation:

2. Ruby Mosley
Acres Homes Citizens Council
862 S. Victory
Houston, Texas 77088
Telephone Number: (281) 919-9262
3. Rev. Terrance D. Grant Malone
2702 Dowling Street

Houston, Texas 77004
Telephone Number: (713) 870-0896

4. Gilbert Andrew Garcia
CFA Chairman
Houston, Texas 77208
Telephone Number: (713) 853-2323
5. Sheriff Adrain Garcia
1200 Baker Street
Houston, Texas 77002
Telephone Number: (713) 755-8136
6. Bishop James Dixon
1023 Pinemont Drive
Houston, Texas 77018
Telephone Number: (713) 688-2900
7. Tomarro Bell
Telephone Number: (713) 825-8449
8. Bishop I.V. Hillard
19525 Doerre Road
Spring, Texas 77379
Telephone Number: (281) 876-5331
9. Dr. S.J. Gilbert
2702 Dowling Street
Houston, Texas 77004
Telephone Number: (713) 869-9172
10. Albert Coleman
North Forest Trustee
6010 Little York Road
Houston, Texas 77016
Telephone Number: (713) 703-5250
11. Hattie Mae White
HISD Board Services
12. Juliet K. Stipeche
HISD
Educational Support Center
4400 West 18th Street
Houston, Texas 77092
Telephone Number: (713) 550-6233

13. Congresswoman Eddie Bernice Johnson, Plaintiff-Intervenor
2468 Rayburn Office Building
Washington, DC 20515
Telephone Number: (202) 225-8885

The following persons may be called to testify about electoral irregularities, racially polarized voting, coalition efforts with various groups, work of particular Congresspersons and elected officials and the existence of discrimination, racial disparities and other inequities as well as the need for additional representation:

14. Gary Hasty
Cedar Hill, Texas
Telephone Number: (214) 797-1674
15. James Nowlin
Dallas, Texas
Telephone Number: (214) 957-4112
16. Councilwoman Carrie Marshall
Balch Springs, Texas
Telephone Number: (469) 387-8714
17. Ricardo Medrano
Dallas (Love Field), Texas
Telephone Number: (972) 948-7026
18. Cheryl Mayo
West Dallas, Texas
Telephone Number: (214) 537-5096
19. Gloria Hogg
Pleasant Grove, Texas
Telephone Number: (214) 275-7822
20. Rev. Gerald Britt
City Square (Dallas), Texas
Telephone Number: (214) 342-0509
21. Rev. R. E. Price
Hamilton Park, Texas
Telephone Number: (214) 341-6459
22. Anthony Bond
Irving, Texas
Telephone Number: (214) 830-6719

23. Terry Jackson
Garland, Texas
Telephone Number: (214) 732-4408
24. Charles O'Neal
Black Chamber of Commerce
Telephone Number: (214) 421-5200
25. Cliff Miller
MBE Policy Institute
Telephone Number: (214) 448-5788
26. Raul Magdaleno
Hispanic Youth Institute
Telephone Number: (214) 893-8374
27. Councilwoman Pauline Medrano
Dallas, Texas
Telephone Number: (214) 923-2781
28. Michael Thomas
White Rock Lake, Texas
Telephone Number: (214) 403-8657
29. Congressman Al Green, Plaintiff-Intervenor
2201 Rayburn House Office Building
Washington, D.C. 20515-4309
Telephone Number: (202) 225-7508

The following persons may be called to testify about electoral irregularities, racially polarized voting, coalition efforts with various groups, work of particular Congresspersons and elected officials and the existence of discrimination, racial disparities and other inequities as well as the need for additional representation:

30. Ericka Cain
Texas State NAACP Youth Advisor
6434 Brookhaven Trail
Ft. Worth, Texas 76133
Telephone Number: (817) 600-1710
31. Rev. Reginald Lillie
16611 Canterra Way
Houston, Texas 77095
Telephone Number: (713) 410-1897

32. Phyllis Jones
State NAACP Education Chair
2401 Bluebonnet Drive
Killeen, Texas 76549
Telephone Number: (254) 702-2536

33. Bob Lydia
NAACP National Board
1332 Bow Creek Drive
Duncanville, Texas 75116
Telephone Number: (214) 429-3314

34. Oliver Hill
San Antonio NAACP President
5007 Stoneleigh Drive
San Antonio, Texas 78220
Telephone Number: (210) 846-5130

35. TaNeika Driver
Killeen NAACP President
209 Sandra Sue Drive
Killeen, Texas 76542
Telephone Number: (254) 338-1562

36. Brian Rowland
Prairie View City Council
110 Bledsoe Street
Prairie View, Texas 77046
Telephone Number: (646) 294-7369

37. Texas State Senator Rodney Ellis
Texas Senate
PO Box 12068
Austin, Texas 78711

38. Texas State Senator Royce West
Texas Senate
PO Box 12068
Austin, Texas 78711

The following persons may be called to testify about electoral irregularities, racially polarized voting, coalition efforts with various groups, work of particular Congresspersons and elected officials and the existence of discrimination, racial disparities and other inequities as well as the need for additional representation:

39. Charlie Wilson

103 Young Street
Marshall, TX, 75670-2953
Telephone Number: (903) 935-2255

The following person may talk about racially polarized voting in Texas and/or central Texas, Anglo voters being able to frustrate the votes of cohesive minorities seeking to elect the candidate of their choice:

40. Jim Dunnam
4125 West Waco Drive
Waco, TX 76710-
254-753-7434

Members of the Texas Legislative Black Caucus may be called to talk about relevant matters relating to the Legislature's consideration of redistricting and related issues:

41. Representative Alma Allen
Texas House of Representatives
PO Box 2910
Austin, Texas 78768

42. Representative Barbara Mallory-Caraway
Texas House of Representatives
PO Box 2910
Austin, Texas 78768

43. Representative Garnet Coleman
Texas House of Representatives
PO Box 2910
Austin, Texas 78768

44. Representative Yvonne Davis
Texas House of Representatives
PO Box 2910
Austin, Texas 78768

45. Representative Joe Deshotel
Texas House of Representatives
PO Box 2910
Austin, Texas 78768

46. Representative Dawnna Dukes
Texas House of Representatives
PO Box 2910
Austin, Texas 78768

47. Representative Harold Dutton
Texas House of Representatives
PO Box 2910
Austin, Texas 78768
48. Representative Borris Miles
Texas House of Representatives
PO Box 2910
Austin, Texas 78768
49. Representative Helen Giddings-Jones
Texas House of Representatives
PO Box 2910
Austin, Texas 78768
50. Representative Ruth McClendon
Texas House of Representatives
PO Box 2910
Austin, Texas 78768
51. Representative Senfronia Thompson
Texas House of Representatives
PO Box 2910
Austin, Texas 78768
52. Representative Sylvester Turner
Texas House of Representatives
PO Box 2910
Austin, Texas 78768
53. Representative Marc Veasey
Texas House of Representatives
PO Box 2910
Austin, Texas 78768
54. Representative Ron Reynolds
Texas House of Representatives
PO Box 2910
Austin, Texas 78768
55. Representative Stefani Carter
Texas House of Representatives
PO Box 2910
Austin, Texas 78768
56. Representative James White

Texas House of Representatives
PO Box 2910
Austin, Texas 78768

The following persons may be called to testify about electoral irregularities, racially polarized voting, coalition efforts with various groups, work of particular Congresspersons and elected officials and the existence of discrimination, racial disparities and other inequities as well as the need for additional representation:

57. Carol Moore
State NAACP Health Chair
2915 Druid Street
Houston, Texas 77091
Telephone Number (713) 820-1801
58. Dr. Juanita Wallace, Plaintiff-Intervenor
Dallas NAACP President
1409 S. Lamar, Loft 341
Dallas, Texas 75215
Telephone Number: (972) 803-3052
59. Jeffrey W. Travillion, Sr.
Former Austin NAACP President
20802 Derby Day Avenue
Pflugerville, Texas 78660
Telephone Number: (512) 653-0885
60. Claude Foster
Former Reg. Director NAACP
(210)317-1994
61. Howard Jefferson, Plaintiff-Intervenor
4402 Nenana Drive
Houston, Texas 77035
Telephone Number: (832) 250-2919
62. Rev. Bill Lawson, Plaintiff-Intervenor
4042 Glen Code Drive
Houston, Texas 77021
Telephone Number: (281) 914-6589
63. Robert Starr
Former NAACP Board Member
Ft. Worth, Texas
64. Nelson Linder

Austin NAACP President
1701 E. 11th Street
Austin, Texas 78702
Telephone Number: (512) 476-6230

65. Terry Mills
Corpus Christi NAACP President
Telephone Number: (361) 658-6000

66. Bill Leak
Temple NAACP President

67. Vernon Denmon
Former Palestine NAACP President

68. Rev. Walter Brown
Waco NAACP President
Waco, Texas

69. Commissioner Gibson
Waco, Texas

70. Mary Ramos,
Houston, Texas
Worked with NAACP and other groups while with LULAC to the current
Telephone Number: (713) 861-6271

71. Carmen Watkins
Regional Director NAACP
4805 Mt. Hope Drive
Baltimore, Maryland 21215
Telephone Number: (410) 580-5777

72. C.G. McElwyn
Former Wharton County Sheriff Candidate

73. Frank Berry
Marshall, Texas

74. Judge Hinojosa
Telephone (956) 687-8203
Corpus Christi, Texas

75. Monroe Saulter
Telephone: (956) 225-5557
McAllen, Texas

- 76. Lico Reyes, former Candidate for Congress
Box 150001
Arlington
TX 76015 USA
(817) 467-3087
- 77. Ana Yanez-Correa
Executive Director Criminal Justice Coalition
- 78. Pamela Wade
Austin, Texas
Telephone Number: (512) 478-9928
- 79. Lemuel Price
Legislative Aide for Representative Davis familiar with the process
PO Box 2910
Austin, Texas 78768

PROPOSED EXHIBIT LIST

NAACP Plaintiff Intervenors reserves the right to admit as exhibits those documents that are being produced by the parties and witnesses now. The general categories of those documents are described below. NAACP Plaintiff Intervenors also cross designates the exhibits listed by other parties to this consolidated case.

NAACP Plaintiff Intervenors intends to offer the schedules, charts and compilation contained in or attached to its expert reports as exhibits as well.

1. Reports from and Complaints to various State and Federal Agencies (such as HUD, EEOC, United States Department of Justice, Texas Workforce Commission, Texas Police Departments on Racial Profiling and Hate Crimes, Study Commissioned by the Texas Supreme Court that shows problems with school discipline in Texas schools) that show the existence of past and current racial discrimination in Texas.
2. Documents that show race being used in election campaigns, and/or racially polarized voting, and/or the “Obama effect” in recent elections.
3. Plans, Maps, Charts, and associated data tendered by the Legislative Black Caucus during the Legislative Process;
4. Plans, Maps, Charts, and associated data tendered by the NAACP during the Legislative

Process;

5. Election Data showing African-American and Latino voters/communities working as a cohesive group in elections;
6. Benchmark Plans for the State House and Congress;
7. Information provided by African-American Congresspersons to those involved in drawing the official maps;
8. Plans adopted by the Legislature for the Texas State House of Representatives and the United States Congress;
9. News Articles showing the continued prominence of race as a factor in explaining the disparate experience of different communities in Texas.
10. Articles and data showing the state of African-American-owned business compared to other businesses;
11. Relevant census or associated data;
12. Excerpts from public hearings regarding redistricting;
13. Copies of selective written testimony provided at public hearings regarding redistricting;
14. Data from NAACP Public Hearings regarding election irregularities around the State due to race;
15. Documents showing problems in Waller County, Texas in reference to permitting African-Americans to vote like other citizens;
16. NAACP Legislative Report Cards
17. Specific election data from Harris, Fort Bend, Tarrant and Dallas Counties.
18. Expert Reports and Exhibits will be made available as guided by court order.
19. Excerpts from tape recordings such as debates on the floor of the State House of Representatives.
20. Texas Legislative Voting Records.
21. Data to Show African-American health, education, and other socio-economic disparities.

Respectfully Submitted,

By: /s/ Robert Notzon

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COUNSEL FOR PLAINTIFF-INTERVENORS
TEXAS STATE CONFERENCE OF NAACP,
JUANITA WALLACE, AND BILL LAWSON

By: /s/ Gary Bledsoe

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COUNSEL FOR PLAINTIFF-INTERVENOR
HOWARD JEFFERSON

CERTIFICATE OF SERVICE

I hereby certify that on August 8, 2011, I electronically filed the foregoing document and attachments with the Clerk of the United States District Court, Western District of Texas, San Antonio Division, using the electronic case filing system of the Court. The electronic case filing system sent a "Notice of Electronic Filing" to all attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means. For those attorneys not listed as receiving ECF notification, they have been served the foregoing and attached documents via email delivery as agreed in this case.

/s/ Robert Notzon

Robert Notzon